

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR23-116-JCC
Plaintiff,)
)
v.)
) DETENTION ORDER
ERIC RUSSELL ORTH,)
)
Defendant.)
_____)

Offenses charged:

1. Attempted Enticement of a Minor.

Date of Detention Hearing: July 27th, 2023.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f) and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a violation of 18 U.S.C. § 2242. There is

01 therefore a rebuttable presumption against defendant as to both dangerousness and flight risk,
02 under 18 U.S.C. § 3142(e)(3).

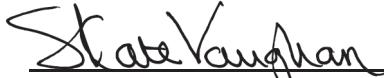
03 2. Defendant is a risk of flight based upon the fact that he has no release plan and
04 is facing a 10-year mandatory minimum term of imprisonment in this case. Defendant is a
05 danger to the community based on the nature of the alleged offense, his prior criminal history,
06 and that he engaged in the alleged charged conduct while under court supervision. Defendant
07 does not contest detention at this time.

08 3. There does not appear to be any condition or combination of conditions that will
09 reasonably assure the defendant's appearance at future Court hearings while addressing the
10 danger to other persons or the community.

11 It is therefore ORDERED:

- 12 1. Defendant shall be detained pending trial, and committed to the custody of the Attorney
13 General for confinement in a correction facility separate, to the extent practicable, from
14 persons awaiting or serving sentences or being held in custody pending appeal;
- 15 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 16 3. On order of the United States or on request of an attorney for the Government, the person
17 in charge of the corrections facility in which defendant is confined shall deliver the
18 defendant to a United States Marshal for the purpose of an appearance in connection with a
19 court proceeding; and
- 20 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
21 the defendant, to the United States Marshal, and to the United State Probation Services
22 Officer.

01 DATED this 27th Day of July, 2023.

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03 S. KATE VAUGHAN
04 United States Magistrate Judge
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